

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS**

TYLER DIVISION

ALOFT MEDIA, LLC,

Plaintiff,

v.

COMPUWARE CORP., et al.,

Defendants.

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CIVIL ACTION NO. 6:10-CV-256-LED

JURY TRIAL DEMANDED

**ORDER DISMISSING DEFENDANT ENVIRONMENTAL SYSTEMS RESEARCH
INSTITUTE, INC. WITH PREJUDICE UNDER FED. R. CIV. P. 41(a)(2)**

Plaintiff Aloft Media, LLC (“Aloft”) and Defendant Environmental Systems Research Institute, Inc.’s (“ESRI”) Joint Motion to Dismiss Defendant Environmental Systems Research Institute, Inc. With Prejudice Under Fed. R. Civ. P. 41(a)(2) shall be, and hereby is, GRANTED. All claims brought by Aloft against ESRI, and all claims, counterclaims and defenses made by ESRI against Aloft, are DISMISSED WITH PREJUDICE.

Aloft and ESRI will each bear its own costs, expenses and legal fees.

This dismissal does not affect any other named defendants.

So ORDERED and SIGNED this 21st day of December, 2010.

A handwritten signature in black ink, appearing to read 'Leonard Davis', written over a horizontal line.

**LEONARD DAVIS
UNITED STATES DISTRICT JUDGE**